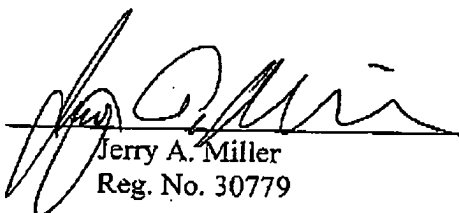
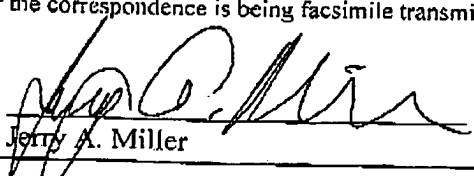


JUL 01 2008

<b>AMENDMENT TRANSMITTAL LETTER</b>				Attorney Docket No: SNY-P4339		
Application Serial Number: 09/838,983		Filing Date: 4/20/2001		Examiner: ALICIA BATURAY		Art Unit: 2155
Invention: SUPER DISTRIBUTION OF MUSIC SAMPLES USING EMAIL						
TO THE COMMISSIONER FOR PATENTS: Transmitted herewith is an amendment in the above-identified application. The fee has been calculated as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	NO. OF EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	51	MINUS	51	0	\$50	\$0
INDEP. CLAIMS	8	MINUS	8	0	\$210	\$0
_____ Petition is hereby made under 37 CFR 1.136(a) to extend the time for response to the Office Action of <u>5/23/2008</u> to and through _____, comprising an extension of the shortened statutory period of:						
_____ one month (\$120.00)                      _____ three months (\$1,050.00) _____ two months (\$460.00)                      _____ four months (\$1,640.00)						
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>						<b>\$0.00</b>
_____ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.  _____ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.  _____ A check in the amount of \$ _____ is attached.  <input checked="" type="checkbox"/> Charge <u>any underpayment for this submission</u> to Deposit Account <u>50-1267</u> .  <input checked="" type="checkbox"/> No additional fee is required.						
Date <u>7/1/2008</u> <div style="text-align: right;">             Jerry A. Miller            Reg. No. 30779         </div>						
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313- 1450, or the correspondence is being facsimile transmitted to the USPTO, on <u>7/1/2008</u> .  <div style="text-align: right;">             Jerry A. Miller            Reg. No. 30779         </div>						

VIA FAX p. 1 of 21

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JUL 01 2008

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Patent Application of:

Inventor(s) : David Hughes, et al.  
Filed : 4/20/2001  
Serial No. : 09/838,983  
Confirmation No. : 1235  
Group Art Unit : 2155  
Examiner : Alicia Baturay  
Docket Number : SNY-P4339  
Title : Superdistribution of Music Sample Using Email

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING / FAX TRANSMISSION**

I hereby certify that this correspondence is, on the date shown below, being:

[ ] deposited with the U.S. Postal Service as first class mail with sufficient postage in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

[X] transmitted by facsimile to the U.S. Patent and Trademark Office.

Applicant, Assignee or Reg. Representative: Jerry A. Miller, Reg. No. 30,779

Signature: /Jerry A. Miller Date: 7/1/2008

**RESPONSE TO OFFICE ACTION**

Sir:

**INTRODUCTORY COMMENTS:**

This communication is responsive to the Final Office Action dated 5/23/2008 in which all claims were rejected. The finality of the prior Office Action dated 12/21/2006 was removed and a new Final Office Action was issued on 5/23/2008. Applicant(s) respectfully request reconsideration in view of the following.

S/N 09/838,983

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